

The Gazette

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No. 13] NEW DELHI, SATURDAY, MARCH 31, 1956

## NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 21st March, 1956:—

Issue No.	Name and date	Issued by	Subject
78	S. R. O. 666, dated the 20th March 1956.	Election Commission, India.	Final list of candidates for election to the Council of States by the elected Members of the Jammu and Kashmir Legislative Assembly
79	S. R. O. 667, dated the 20th March 1956.	Ministry of Home Affairs	The Bombay Electricity (Special Powers) Act, 1946 extends to the State of Delhi.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

## PART II—Section 3

Statutory Rules and Orders issued by the Ministries of the Government of India (other than the Ministry of Defence) and Central Authorities (other than the Chief Commissioners).

## MINISTRY OF LAW

New Delhi, the 22nd March 1956

**S.R.O. 738.**—In exercise of the powers conferred by clause (1) of article 299 of the Constitution, and in supersession of the notification of the Government of India in the Ministry of Law No. S.R.O. 1231, dated the 9th August, 1951, the President hereby directs that all contracts and assurances of property required to be made in the United Kingdom in exercise of the executive powers of the Union may be executed on his behalf by the High Commissioner for India in the

United Kingdom or by the Deputy High Commissioner for India in the United Kingdom:

Provided that, subject to such rules and restrictions as the High Commissioner, with the approval of the President may prescribe:—

- (a) any such contract for, or relating to, the manufacture, sale, purchase or supply of goods or for or relating to the affreightment or the carriage of goods, or insurance may be executed on behalf of the President by any of the following officers of the India Store Department under the control of the said High Commissioner:—
  - (i) the Director General, (ii) the Deputy Directors General, (iii) the Directors of Purchase, (iv) the Assistant Directors of Purchase, (v) the Controller/s, and (vi) the Senior Executive Officers;
- (b) any such other contract may be executed on behalf of the President, in the absence of the said High Commissioner and the Deputy High Commissioner, by the Chief Accounting Officer or the Secretary of the Establishment Department of the said High Commissioner's Office.

[No. F.25(4)/55-G.]

V. S. JETLEY, Dy. Secy.

*New Delhi, the 24th March 1956*

**S.R.O. 739.**—In pursuance of sub-rule (1) of rule 48 of Order XXI of the First Schedule to the Code of Civil Procedure, 1908 (V of 1908), the Central Government hereby appoints the officers specified in column 1 of the Table below as officers to whom notice of Orders attaching the salaries and allowances of officers specified in the corresponding entries in column 2 of the said Table shall be sent.

TABLE

1 Officers to whom notice should be sent	2 Officers whose salaries and allowances are attached
Accountant General Central Revenues, New Delhi.	Gazetted Officers in the Election Commission.
Under Secretary (Administration), Election Commission.	Non-Gazetted Officers in the Election Commission.

[No. F.15(18)/56-Adm. II.]

K. Y. BHANDARKAR, Secy.

### MINISTRY OF HOME AFFAIRS

*New Delhi-2, the 21st March 1956*

**S.R.O. 740.**—In exercise of the powers conferred by section 2 of the Part C States Laws Act, 1950 (30 of 1950), the Central Government hereby makes the following amendment to the notification of the Government of India in the Ministry of States No. S.R.O. 443, dated the 4th February, 1952, namely:—

In the said notification, in item 22 of the modifications, for the brackets, letters and words "(b) clause (i) of the proviso shall be omitted", the following shall be substituted, namely:—

"(b) clause (j) of the proviso shall be omitted".

[No. F.11(6)-J.II/56.]

S. NARAYANSWAMY, Dy. Secy.

*New Delhi-2, the 23rd March 1956*

**S.R.O. 741.**—In exercise of the powers conferred by section 17 and 27 of the Indian Arms Act, 1878 (XI of 1878), the Central Government hereby makes the following further amendment in the Indian Arms Rules, 1951, namely:—

In sub rule (1) of rule 2 of the said rules after the words "Government of the State concerned" the following words shall be inserted—

"and in respect of the tribal areas of Assam specified in Part B of the table appended to Paragraph 20 of the Sixth Schedule to the Constitution, a Political Officer;"

[No. 15/8/56-P(IV).]

J. N. DHAMIJA, Dy. Secy.

*New Delhi-2, the 23rd March 1956*

**S.R.O. 742.**—In exercise of the powers conferred by sub-section (a) of section 27 of the Indian Arms Act, 1878 (XI of 1878), the Central Government hereby exempt Shri A. R. Benawa, Press Attache to the Royal Afghan Embassy in India, from the prohibitions contained in rule 7(b) of the Indian Arms Rules, 1951, made thereunder, in respect of one sporting rifle.

[No. 17/5/56-Police(IV).]

C. P. S. MENON, Under Secy.

#### CORRIGENDUM

*New Delhi-2, the 31st March 1956*

**S.R.O. 743.**—In the Schedule to S.R.O. 1995, published in Part II—Section 3 of the Gazette of India, dated the 31st October 1953, under the heading "MADRAS ANIMAL HUSBANDRY DEPARTMENT" and under the sub-heading "*Gazetted Officers*" for the entry in column (1) against serial number 9, substitute the entry "R. Viraswami Naidu".

[No. 26/1/56-IAS(I).]

MOHINDAR SINGH, Under Secy.

#### MINISTRY OF FINANCE

(Department of Economic Affairs)

*New Delhi, the 21st March, 1956*

**S.R.O. 744.**—The following draft of certain amendments in the Public Debt (Compensation Bonds) Rules, 1954, which the Central Government proposes to make in exercise of the powers conferred by Section 28 of the Public Debt Act 1944 (XVIII of 1944), is published, as required by sub-section (1) of the said section, for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 24th April, 1956.

Any objection or suggestion which may be received from any person with respect to the said draft on or before the date specified above will be considered by the Central Government.

#### *Draft Amendments*

In the said rules—

(1) in rule 2—

(a) for clause (6), the following clause shall be substituted, namely:—

"(6) "instalment" means periodical payment of a part of the principal amount as may be determined by the Government or of interest or of both;"

(b) after clause (12), the following clause shall be inserted, namely:—

“(13) “Stock Certificate” means a stock certificate issued under rule 3.”;

(2) for rule 3, the following rule shall be substituted, namely:—

“3. *Form of instrument issuable as Government security under Section 2(2) (b) of the Act.*—The Government may issue a bond or a stock certificate in Form A or as the case may be Form AA, or as near thereto as circumstances permit. Save as otherwise provided in these rules, a bond or a stock certificate in the appropriate form shall be deemed to be a Government security for all the purposes of the Act.”;

(3) after rule 3, the following rule shall be inserted, namely:—

“3A. In these rules, references to “bonds” shall, unless the subject or the context indicates otherwise, include references to “stock certificates.”;

(4) for rule 4, the following rules shall be substituted, namely:—

“4. *Transfer of bonds and stock certificates.*—The bonds and stock certificates shall be transferable only in the manner specified below:—

(1) A bond in Form A.

(a) it shall be transferable by endorsement and delivery like a promissory note payable to order;

(b) no endorsement of a bond shall be valid unless made by the signature of the holder or his duly constituted attorney or representative inscribed on the back of the bond itself;

(c) no writing on a bond is valid for the purpose of negotiation if such writing purports to transfer only a part of the amount denominated by the bond; and

(d) the treasury or sub-treasury, or any office of the Bank or the Public Debt Office may decline to accept a bond, endorsed in blank for any purpose, unless the endorsement in bank is converted into that in full before presentation.

(2) A stock certificate in form AA.

(a) the stock for which the stock certificate is issued shall be transferable either wholly or in part by execution of an instrument of transfer in Form H;

(b) the transferor shall be deemed to be the holder of the stock to which the transfer relates until the name of the transferee is registered as a holder of the stock by the Public Debt Office”;

(5) after rule 4, the following rule shall be inserted, namely:—

“4A. *Provision for holding stock by trustees and office holders.*—(1) Stock for which the stock certificate is issued may be held by the holder of an office other than a public office:—

(i) in his personal name described in the books of the Public Debt Office and in the stock certificate as a trustee, whether of a specified trust or without any such qualification, or

(ii) by the name of his office.

(2) The stock certificate referred to in sub-rule (1) may be held by the holder of the office, either alone or jointly with a person or persons holding an office other than a public office.

(3) When stock is held by a person in the name of his office, any document relating to the stock concerned may be executed by the person for the time being holding the office by the name in which the stock is held as if the personal name were so stated.

(4) Where any transfer deed, power of attorney or other document purporting to be executed by a stock holder described in the books of the Public Debt Office as a trustee or as a holder of an office is produced to the Public Debt Office, the Public Debt Office shall not be concerned to inquire whether the stock holder is entitled under the terms of any trust or document or rules to give any such power or

to execute such deed or other document, and may act on the transfer deed, power of attorney or document in the same manner as though the executant is a stock holder and whether the stock holder is or is not described in the transfer deed, power of attorney or document as a trustee or as a holder of an office and whether he does or does not purport to execute the transfer deed, power of attorney or document in his capacity as a trustee or as a holder of the office.

- (5) Nothing in these rules shall, as between any trustees or office holders, or as between any trustees or office holders and the beneficiaries under a trust or any document or rules, be deemed to authorise the trustees or office holders to act otherwise than in accordance with the rules of law applying to trust, the terms of the instrument constituting the trust, or the rules governing the association, of which the stock holder is the holder of an office; and neither the Government nor any person holding or acquiring any interest in any stock shall, by reason only of any entry in any register maintained by or on behalf of the Government in relation to any stock or any stock holder, or of anything in any document relating to stock, be affected with notice of any trust or of the fiduciary character of any stock holder or of any fiduciary obligation attaching to the holding of any stock.
- (6) The Public Debt Office may, before making any entry in their books describing a person as a trustee of a specified trust, or issuing a stock certificate in his name described as trustee with the specification of the trust, or acting on any document purporting to be executed in pursuance of this rule by a person as being the holder of any office, require the production of the necessary evidence.”;
- (6) after rule 5, the following rule shall be inserted, namely:—
- “5A. *Payment of interest.*—Interest on stock shall be paid by warrants issued by the Public Debt Office and payable at the local office of the Bank. Such warrants may at the request of the holder of the stock preferred in writing to the Public Debt Office be made payable subject to compliance by the holder with such formalities as the Public Debt Office may require at any agency of the Reserve Bank of India conducting treasury business in the State concerned or at any treasury or sub-treasury within that State.

The presentation of stock certificate shall not be required at the time of payment of interest, but the payee shall acknowledge receipt at the back of the warrant.”;

- (7) after rule 6, the following rule shall be inserted, namely:—

“6A. *Procedure when a stock certificate is lost, etc.*—(1) Every application for the issue of a duplicate stock certificate in place of a stock certificate which is alleged to have been lost, stolen, destroyed, mutilated or defaced, either wholly or in part, shall be addressed to the Public Debt Office and shall be accompanied by—

- (a) the Post Office registration receipt for the letter containing the stock certificate, if the same was lost in transmission by registered post;
- (b) a copy of the police report, if the loss or theft was reported to the police;
- (c) an affidavit sworn before a Magistrate testifying that the applicant is the legal holder of the stock certificate and that the stock certificate is neither in his possession nor has it been transferred, pledged or otherwise dealt with by him; and
- (d) any portions or fragments which may remain of the lost, stolen, destroyed, mutilated or defaced stock certificate.
- (2) The circumstances attending the loss shall be stated in the application.
- (3) The Bank shall, if it is satisfied of the loss, theft, destruction, mutilation or defacement of the stock certificate, order the Public Debt Office to issue a duplicate stock certificate in lieu of the original certificate.”;

(8) for rule 8, the following rule shall be substituted, namely:—

“8. *Determination of Title by Vesting Order.*—Notwithstanding anything contained in rule 6 or 6A, the title to a lost, stolen, destroyed, mutilated or defaced bond or stock certificate may be determined by the Bank by its order vesting title thereto.”;

(9) in rule 9, after the word and figure “rule 8”, the word, figure and letter “or 6A” shall be inserted;

(10) for sub-rule (1) of rule 14, the following sub-rule shall be substituted, namely:—

“(1) Subject to any general or specific instructions of the Bank, the Public Debt, Office may, by its order, on the application of the holder,

(a) renew or consolidate a bond or bonds, provided that the bond or bonds has or have been receipted in Form D or E as the case may be;

(b) renew, sub-divide or consolidate a stock certificate or stock certificates, provided the stock certificate or stock certificates has or have been receipted in Form I, J or K, as the case may be.”;

(11) in sub-rule (1) of rule 15, after the words “or the bond is notified for redemption”, the words “or becomes due for repayment” may be inserted;

(12) after Form A, the following Form shall be inserted, namely:—

“FORM AA

(See Rule 3)

*Form of Stock Certificate issued under Rule 3*

Inscribed Stock of the

.....per cent. Compensation Bonds of the Government of.....

I hereby certify that..... is the registered Proprietor of..... Rs..... Government Stock of the Compensation Bonds which bear Interest at.....per cent. per annum, payable yearly/half-yearly from.....

Governor, Reserve Bank of India.

Manager,

Reserve Bank of India,  
Public Debt Office.

Dated.....”;

(13) after Form G, the following Forms shall be inserted, namely:—

“FORM H,

(See Rule 4)

*Form of Transfer*

I/We.....do hereby assign and transfer my/our interest or share in the Inscribed Stock of the.....per cent. Compensation Bonds of the Government of.....amounting to Rs.....being the amount/a portion of the stock for Rs.....as specified on the face of this instrument together with the accrued interest thereon unto..... his/her/their executors, administrators or assigns, and

I/We.....do freely accept the above stock transferred to me/us.

As witness our hand the.....day of.....One thousand nine hundred and .....

Signed by the above-named Transferor.....in the presence of\*.....

.....(Seller).

Signed by the above-named Transferee.....in the presence of\*.....

.....(Buyer).

Address.

\*Signature, Occupation and address of witnesses.

## FORM I

(See Rule 14)

*Form of Indorsement for renewal of a stock certificate*

Received in lieu hereof a renewed stock certificate of the.....per cent. Compensation Bonds of.....for Rs.....in the name of.....with interest payable at.....Treasury.

Signature of the registered holder/duly authorised representative of (name of registered holder).....

## FORM J

*Form of Indorsement for sub-division of a stock certificate*

Received in lieu of this stock certificate.....stock certificates for Rs.....respectively of the.....per cent. Compensation Bonds of.....with interest payable at.....Treasury.

Signature of the registered holder/duly authorised representative of (name of registered holder).....

## FORM K

(See Rule 14)

*Form of Indorsement for consolidation of stock certificates*

Received in lieu of stock certificates Nos.....for Rs.....respectively of the.....per cent. Compensation Bonds of.....a stock certificate for Rs.....of the.....per cent. Compensation Bonds of.....with interest payable at.....Treasury.

Signature of the registered holder/duly authorised representative of (name of registered holder)....."

[No. F. 5(58)-BI/55.]

K. C. DAS, Under Secy.

## CENTRAL BOARD OF REVENUE

## CORRIGENDUM

*New Delhi, the 19th March 1956*

S.R.O. 745.—[50/21/56-I.T.].—In the Notification of the Central Board of Revenue S.R.O. 520 [No. 13/50/21-56-I.T.], dated the 27th February, 1956 appearing on p. 278 of Part II Section 3 of the Gazette of India, dated the 3rd March, 1956 under—

## (a) Madhurai Range—

for the entry "7. Estate Duty *cum* Income-tax Circle' read

"7. Estate Duty *cum* Income-tax Circle, Madhurai".

## (b) Coimbatore Range—

for the entry "7. Estate Duty *cum* Income-tax Circle' read

"8. Estate Duty *cum* Income-tax Circle, Coimbatore".

[No. 19.]

B. V. MUNDKUR, Under Secy.

## MINISTRY OF COMMERCE AND INDUSTRY

## TEA CONTROL

*New Delhi, the 23rd March 1956*

S.R.O. 746.—In exercise of the powers conferred by section 49 of the Tea Act, 1953, (29 of 1953), the Central Government hereby makes the following amendment

to the Tea Rules, 1954, the same having-been previously published, as required by sub-section (1), of the said section, namely:—

In sub-rule (1), of rule 24 of the said Rules, for the words “in any of the four calendar years previous to the preceding financial year”, the words “in any of the four calendar years preceding the financial year” shall be substituted.

[No. 32(6)Plant/55.]

P. V. RAMASWAMY, Under Secy.

## MINISTRY OF FOOD AND AGRICULTURE

*New Delhi, the 22nd March 1956*

**S.R.O. 747.**—In pursuance of the provisions of sub-section (1) of Section 4 of the Indian Oilseeds Committee Act, 1946 (IX of 1946), the Central Government hereby re-nominate Shri K. P. Madhavan Nair, M.P., President, the Cochin State Oil Millers' Association, Ernakulam to be a member of the Indian Central Oilseeds Committee, with effect from the 1st April, 1956 for a term of three years.

[No. F. 6-8/56-Com. 1.]

*New Delhi, the 23rd March 1956*

**S.R.O. 748.**—In pursuance of sub-section (h) of Section 4 of the Indian Oilseeds Committee Act, 1946, (IX of 1946), the Central Government hereby re-nominate Shri N. K. Dani, President, Chattisgarh Consumers' Co-operative Society Ltd., Raipur (Madhya Pradesh), to be a member of the Indian Central Oilseeds Committee, with effect from the 1st April 1956 for a term of 3 years.

[No. F.6-5/56-Com.I.]

**S.R.O. 749.**—In pursuance of sub-section (m) of Section 4 of the Indian Oilseeds Committee Act, 1946, (IX of 1946), the Central Government hereby nominate Shri G. R. Govindarajulu Naidu of Sri Ranga Vilas Ginning and Oilmills, Coimbatore, to be a member of the Indian Central Oilseeds Committee, with effect from the 1st April, 1956 for a term of 3 years *vice* Shri T. G. Krishnamoorthy.

[No. F.6-9/56-Com.I.]

MOKAND LALL, Under Secy.

## MINISTRY OF HEALTH

*New Delhi, the 17th March 1956*

**S.R.O. 750.**—It is hereby notified for general information that in pursuance of the provisions of sub-section (2) of section 10 and section 15 of the Indian Nursing Council Act, 1947 (XLVIII of 1947), the Indian Nursing Council has, by a resolution passed at its meeting held on the 16th December, 1955, declared that the following qualifications shall be recognised qualifications for the purpose of the said Act, namely:—

‘Certificates in general nursing and midwifery granted by the Examination Board for Nurses and Midwives of the Andhra State’.

[No. F. 11-5/56-M.I.]

K. BIHARI, Under Secy.

*New Delhi-2, the 21st March 1956*

**S.R.O. 751.**—In pursuance of sub-rule (1) of rule 48 of Order XXI of the First Schedule to the Code of Civil Procedure, 1908 (V of 1908), the Central Government hereby appoints the officers specified in column 1 of the table below as officers to whom notice of orders attaching the salaries and allowances of the officers specified in the corresponding entries in column 2 of the said table shall be sent.



## TABLE

Officers to whom notice should be sent	Officers whose salaries and allowances are attached
1	2
Accountant General, Central Revenues, New Delhi.	Gazetted Officers in the Ministry of Health.
Under Secretary (Estt.), Ministry of Health	Non-Gazetted Officers in the Ministry of Health.

[No. 28-259/55-Estt.]

J. N. SAKSENA, Dy. Secy.

## MINISTRY OF WORKS, HOUSING AND SUPPLY

*New Delhi, the 22nd March 1956*

**S.R.O. 752.**—In pursuance of clause (b) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (XXX of 1952), the Central Government hereby authorises the Payment Officer employed in the office of the Special Land Acquisition Officer, Nasik, to perform the functions of the competent authority under the said Act for the area within his jurisdiction.

[No. EV. 11(3)/56.]

N. N. IENGAR, Dy. Secy.

## MINISTRY OF COMMUNICATIONS

(Posts and Telegraphs)

*New Delhi, the 23rd March 1956*

**S.R.O. 753.**—In exercise of the powers conferred by sections 16 and 28 of the Indian Post Office Act, 1898 (6 of 1898), the Central Government hereby makes with effect from the 1st April, 1956, the following further amendments in the Indian Post Office Rules, 1933, namely:—

In the said Rules—

(1) in rules 59 and 68, for the word "six", the word "eight" shall be substituted and

(2) in rule 194, for the entries under the heading "Registration Envelopes", the following entries shall be substituted, namely:—

'For each envelope...Rs. 0-10-0	plus 2 anna 6 pics stationery charge.
For a packet of 12 } Rs. 7-8-0	plus rupee one and annas two stationery charge."
envelopes	

[No. R.1-3/56.]

V. M. BHIDE, Dy. Secy.

## MINISTRY OF IRRIGATION AND POWER

*New Delhi, the 23rd March 1956*

**S.R.O. 754.**—In exercise of the powers conferred by the proviso to sub-section (4) of Section 1 of the Electricity Supply Act, 1948 (LIV of 1948) and in partial modification of Notification No. EL-II-1(35), dated the 22nd March, 1955, the Central Government hereby further extends the period referred to in the said sub-section up to and including the 31st day of March, 1957, in the case of all States in

respect of which the said period has expired, except the States of Madhya Pradesh, Saurashtra, Bombay, West Bengal and Delhi.

[No. EL-II-301 (4).]

P. P. AGARWAL, Dy. Secy.

### ORDER

*New Delhi, the 21st March 1956*

**S.R.O. 755.**—In exercise of the powers conferred by sub-rule (2) of Rule 117 of the Indian Electricity Rules, 1937, the Central Government hereby directs that the provisions of clause (1) of sub-rule (1) of rule 104 of the said Rules, shall be relaxed in the case of the use of the two, 2.5 cubic yard 54 R.B. Ruston Bucyrus Electric Shovels, each worked by 3.3 KV., 23 amps., 125 H.P. 1000/975 R.P.M. Mather & Platt. Type, L.13, motors bearing serial numbers 163951 and 163952 at the quarries of the Shahabad Cement Works (Gulbarga) of Messrs. The Associated Cement Companies Ltd., to the extent that the high voltage parts of the driving motors of the said shovels may not be stationary while the machines are moving from one place to another and that the relaxation shall be subject to the following conditions, namely:—

- (a) The machines shall be worked with due care so as to avert danger arising out of any electrical defect and the insulation resistance of the high pressure circuit including the machine driving motors shall not be less than 100 megohms, and
- (b) The flexible trailing cables for use with the machines shall be of adequate size of the type 321C under B.S.9. 116 of 1943, and be connected to the electrical supply system and the machines by properly constructed connector boxes. The flexible cable shall be adequately protected from mechanical damage and shall be examined by competent person at least in each shift and replaced or properly repaired as soon as found damaged or defective:

Provided that the aforesaid relaxation shall be valid only for such time as the said machines are in use at the aforesaid quarry and that the information shall be given to the Central Government through the Electric Inspector of Mines, as soon as any of the machines is taken out of the quarry.

[No. EL-II-353 (I).]

K. L. SAXENA, Under Secy.

### MINISTRY OF PRODUCTION

*New Delhi, the 31st March 1956*

**S.R.O. 756.**—Whereas it appears to the Central Government that land in the locality mentioned in the Schedule hereto annexed is needed or likely to be needed for public purpose *viz.* for the prospecting of coal seams for the development of the State Collieries to be worked by the Union of India;

Therefore, notice to that effect is hereby given in accordance with sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (1 of 1894).

And in exercise of the powers conferred by sub-section (2) of section 4 of the said Act, the Central Government hereby authorises the Chief Mining Engineer, State Collieries, Ministry of Production, Government of India, and his staff and workmen,—

- to enter upon and survey and take levels of any land in such locality;
- to dig or bore into the sub-soil;
- to do all other acts necessary to ascertain whether the land is adapted for such purpose;
- to set out the boundaries of the land proposed to be taken and the intended line of the work (if any) proposed to be made thereon;

to mark such levels, boundaries and line by placing marks and cutting trenches; and

where otherwise the survey cannot be completed and the levels taken and the boundaries and line marked, to cut down and clear away any part of any standing crop, fence or jungle.

The index plan of the land may be inspected in the office of the Collector, Hazaribagh, Bihar.

Under section 5-A of the said Act any person interested in any land in the said locality may, within thirty days after the issue of this Notification, make an objection to the acquisition of the land or of any land in that locality in writing to the Collector Hazaribagh, Bihar.

#### SCHEDULE

Villages	Thana	Distt.	Area
Palani (119), Mahlibandh (113), Bhurkunwataur (114), Kothhara (117),	Gumia	Hazaribagh	7 Sq. miles (Approx.)
Borea (118), Baudh, (118) Jhirki (120) Dumri		Hazaribagh	

[No. C2-6(1)/56.]

**S.R.O. 757.**—Whereas it appears to the Central Government that land in the locality mentioned in the Schedule hereto annexed is needed or likely to be needed for public purpose viz. for the prospecting of coal seams for the development of the State Collieries to be worked by the Union of India;

Therefore, notice to that effect is hereby given in accordance with sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (1 of 1894).

And in exercise of the powers conferred by sub-section (2) of section 4 of the said Act, the Central Government hereby authorises the Chief Mining Engineer, State Collieries, Ministry of Production, Government of India, and his staff and workmen,—

to enter upon and survey and take levels of any land in such locality;

to dig or bore into the sub-soil;

to do all other acts necessary to ascertain whether the land is adapted for such purpose;

to set out the boundaries of the land proposed to be taken and the intended line of the work (if any) proposed to be made thereon;

to mark such levels, boundaries and line by placing marks and cutting trenches; and

where otherwise the survey cannot be completed and the levels taken and the boundaries and line marked, to cut down and clear away any part of any standing crop, fence or jungle.

The index plan of the land may be inspected in the office of the Collector, Hazaribagh, Bihar.

Under section 5-A of the said Act any person interested in any land in the said locality may, within thirty days after the issue of this Notification, make an objection to the acquisition of the land or of any land in that locality in writing to the Collector Hazaribagh, Bihar.

#### SCHEDULE BLOCK I

Villages	Thana	Distt.	Area
Semerbera (52), Dhawaiya (53), Gopa, (54), Darhabera (50), Jaharlong (51)	Gumia	Hazaribagh	7.18 sq. miles Approx.
Kumhradhara (149) Koihara (150)	Ramgarh		

#### BLOCK 2

Sewal (155) Bhuchuagdim (154) Hurudag (156), Tewardag (158), Banda (9)	Ramgarh	Hazaribagh	5.85 Sq. miles (Approx.)
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[No. C2-6(1)/56.]

A. NANU, Dy. Secy.

# MINISTRY OF LABOUR

New Delhi, the 21st March 1956

**S.R.O. 758.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (XIV of 1947) read with sub-section (3) of section 23A of the Industrial Disputes (Appellate Tribunal) Act, 1950 (XLVIII of 1950), the Central Government hereby publishes the following award of the Industrial Tribunal, Lucknow:—

## IN THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, LUCKNOW

### PRESENT

Sri Ilias Ahmad, *Chairman.*

MISC. CASE No. III-C 929/54 u/s 23

CGIT 72/55

Sohan Lal Verma—*Applicant.*

*Versus*

M/S Hindustan Commercial Bank Ltd., Kanpur.—*Opposite Party*

Dated 23rd February 1956

### DECISION

This is an application under section 23 of the Industrial Disputes (Appellate Tribunal) Act, 1950. The applicant seeks reinstatement with full payment of back wages and other privileges.

The applicant, Sri Sohan Lal Verma, was an employee of the opposite party namely M/S Hindustan Commercial Bank Ltd. He was dismissed. His case is that he was wrongly dismissed and his dismissal was the result of victimization and there was no enquiry whatsoever. On the other hand the case of the opposite party is that his services were rightly terminated.

The applicant was working in Simla and from there he was transferred to Ahmedabad. On 25-6-52 he submitted an application for being transferred from Ahmedabad to some Punjab Branch, *vide* appendix 'B'. His application was ignored and he was transferred to Bombay on 14.11.52, *vide* appendix 'D'. He joined at Bombay and worked there for some time. Then he was forced to avail a month's leave, *vide* Appendix 'F'. On 7.5.53 his services were terminated, *vide* Appendix 'F'. There upon he proceeded to Amritsar, his home, and from there sent a letter in protest, saying that the act of the opposite party was arbitrary and unjustifiable. He also made a request for reinstatement *vide* Appendix 'G'. The opposite party reversed its decision and asked the applicant to rejoin and resume his duties at Bombay, *vide* Appendix 'H'. When the applicant received this intimation he wrote to the opposite party to advance necessary amount against T.A. Bill to enable him to undertake the journey. The opposite party did not accept his request and sent him a letter saying that he was not entitled to T.A. and that if he failed to join his post he will be considered to have voluntarily vacated it *vide* Annexure 'B'. The applicant sent another letter claiming advance, *vide* annexure 'G'. After this the opposite party wrote to him on 13.7.53, saying that he had failed to resume his duties at Bombay and so has been considered to have voluntarily vacated his post, *vide* Appendix 'L'.

Now the question is whether the opposite party was justified in doing what it did. The applicant's services were wrongly terminated and so he left Bombay and went to Amritsar, his home. When the opposite party cancelled its order and asked the applicant to proceed to Bombay to resume his duties, the applicant was perfectly justified in claiming advance against T.A. In order to terminate his services again it was the duty of the opposite party to have made some sort of enquiry. Such an enquiry was indispensable under the law, and this legal proposition indirectly has been accepted as nothing was said against it even by the learned representative of the opposite party. In the absence of such an enquiry it cannot but be said that the applicant's services were properly terminated and so he is entitled to reinstatement.

The result is that this application under section 23 is allowed and the applicant is reinstated as prayed with payment of full wages and other privileges. It is

for the opposite party to decide where he is to be reinstated but it would be better to reinstate him in some Punjab Branch. The applicant is to get costs from the opposite party which I assess at Rs. 100/-.

(Sd) ILIAS AHMAD.

[No. LR-4(20)/56.]

*New Delhi, the 23rd March 1956*

**S.R.O. 759.**—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Funds Act 1952 (XIX of 1952), the Central Government hereby appoints Shri M. L. Das Gupta and Shri S. K. Sarkar to be Inspectors for the whole of the State of West Bengal for the purposes of the said Act and of any Scheme made thereunder, in relation to factories engaged in a controlled industry or in an industry, connected with a mine or an oilfield.

[No. PF. 31 (149)/55.]

R. C. SAKSENA, Under Secy.

